



**Justice Center for the
Protection of People
with Special Needs**

ANDREW M. CUOMO
Governor

DENISE M. MIRANDA
Executive Director

April 29, 2019

Sent via e-mail to: 67470-03845274@requests.muckrock.com

Mr. Rusty Weiss
MuckRock News
DEPT MR 67470
411A Highland Ave
Somerville, MA 02144

Re: Freedom of Information Law Request
RA File No. 1909

Dear Mr. Weiss:

Pursuant to Article 6 of New York State Public Officers Law, our office has processed your Freedom of Information Law (FOIL) request received on January 25, 2019, for:

“Documents and email correspondence regarding a substantiated investigation of David Burden of Rensselaer, NY.

Any emails which mention this case or the name “David Burden” that are sent by or between staff.”

Please be advised that reports to the Justice Center and reports of investigations are exempt from disclosure under Public Officers Law § 87(2)(a) which precludes access to records that are “specifically exempted from disclosure by state or federal statute.” Social Services Law §496 (SSL) states that records of reports to the Justice Center and any other information obtained or reports written concerning such reports in the possession of the Justice Center are confidential.

In regard to any additional records requested, please be advised that the Justice Center has determined that the description you have provided was insufficient for purposes of locating and identifying the documents sought. Because your request is not reasonably described as required by Public Officers Law § 89(3)(a), the Justice Center cannot respond thereto.

Should you feel that you have been unlawfully denied access to records, you may appeal such denial in writing within 30 days to the Records Access Appeals Officer. Submit your appeal to: FOIL Appeals Officer, Office of General Counsel, Justice Center for the Protection of People with Special Needs, 161 Delaware Avenue, Delmar, NY 12054.

Sincerely,

Samantha Delia
Records Access Officer